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12 UNITED STATES DISTRICT COURT  
13  
14 NORTHERN DISTRICT OF CALIFORNIA  
15  
16 SAN JOSE DIVISION

16 In re CERUS CORPORATION SECURITIES )  
LITIGATION )

Master File No. C-03-5517-JF(RS)

17 )

CLASS ACTION

18 This Document Relates To: )

19 ALL ACTIONS. )

STIPULATION AND [~~PROPOSED~~] ORDER  
REGARDING CONTINUANCE OF  
HEARING ON DEFENDANTS' MOTION  
TO DISMISS AND CASE MANAGEMENT  
CONFERENCE

**STIPULATION**

Pursuant to Local Rules 6-2 and 7-12, plaintiffs and defendants, through their counsel, submit the following stipulation and proposed order continuing the case management conference and the hearing on defendants' motion to dismiss Lead Plaintiffs' Third Amended Consolidated Complaint for Violations of the Federal Securities Laws ("Complaint").

WHEREAS, plaintiffs filed their Complaint on May 24, 2005;

WHEREAS, defendants moved to dismiss the Complaint on July 8, 2005;

WHEREAS, briefing on defendants' motion has been completed;

WHEREAS, on January 11, 2006, the Court approved a stipulation continuing the hearing on defendants' motion and the initial case management conference in this action from January 13, 2006, to February 24, 2006;

WHEREAS, the parties have discussed, and intend to continue discussing, a resolution of this action;

WHEREAS, the parties agree that those discussions will be facilitated by a continuance of the proceedings currently scheduled for February 24, 2006;

NOW THEREFORE, the parties hereby stipulate to the following:

1. The hearing on defendants' motion to dismiss plaintiffs' Complaint, currently scheduled for February 24, 2006, shall be continued to March 3, 2006; and

2. The case management conference scheduled for February 24, 2006, shall be continued to March 3, 2006.

DATED: February 23, 2006

LERACH COUGHLIN STOIA GELLER  
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Lead Counsel for Plaintiffs

I, John K. Grant, am the ECF User whose ID and password are being used to file this Stipulation and [Proposed] Order Regarding Continuance of Hearing on Defendants' Motion to Dismiss and Case Management Conference. In compliance with General Order 45, X.B., I hereby attest that Jordan D. Eth, attorney for defendants, has concurred in this filing.

DATED: February 23, 2006

MORRISON & FOERSTER LLP  
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/s/ JORDAN D. ETH  
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Attorneys for Defendants

\* \* \*

**[PROPOSED] O R D E R**

Pursuant to the parties' stipulation, and good cause appearing, IT IS SO ORDERED:

1. The hearing on defendants' motion to dismiss plaintiffs' Complaint, currently scheduled for February 24, 2006, shall be continued to March 3, 2006; and

2. The case management conference scheduled for February 24, 2006, shall be continued to March 3, 2006.

DATED: 2/24/06

  
THE HONORABLE JEREMY FOGEL  
UNITED STATES DISTRICT JUDGE

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CERTIFICATE OF SERVICE

I hereby certify that on February 23, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

/s/ JOHN K. GRANT

JOHN K. GRANT

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## Mailing Information for a Case 5:03-cv-05517-JF

### Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

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### Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

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